

Atty Docket No: 43689.016100

RECEIVED CENTRAL FAX CENTER

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FEB 2 8 2006

In re application of:

Group Art Unit: 2644

Serial No.: 10/796,199

Examiner: Andrew R. GRAHAM

Filed: March 10, 2004

Charles Emory Hughes, II et al.

Confirmation No.: 2437

For: Optimum Driver Spacing for a Line Array with a Minimum Number of Radiating Elements

## **LETTER**

Total Pages: 2

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING TRANSMITTED VIA FACSIMILE TRANSMISSION TO THE UNITED STATES PATENT AND TRADEMARK OFFICE AT (571) 273-8300 ON FEBRUARY 28, 2006.

SANDRA FERONYA

SIR:

Applicant encloses a Request for Continued Examination (RCE) Transmittal for the abovereferenced application.

Respectfully submitted,

Richard E. Kurtz, IL (Reg. No. 33,936)

GREENBERG TRAURIG, LLP 1750 Tyson's Boulevard

Suite 1200

McLean, VA 22102 (703) 749-1300

Filed; February 28, 2006 Customer Number: 22191 02/28/2006 16:37 FAX 703 749 1301

PTO/SB/30 (04-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

## Request 10/796,199 **Application Number** for March 10, 2004 Filing Date Continued Examination (RCE) Charles Emory HUGHES, II First Named Inventor **Transmittal** 2644 Address to: Art Unit Mail Stop RCE Commissioner for Patents Andrew R. GRAHAM **Examiner Name** P.O. Box 1450 Alexandria, VA 22313-1450 43689.016100 Attorney Docket Number

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
amendmento.
a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
li. ✓ Other Response to Final Office Action submitted February 2, 2006
b. Enclosed
I. Amendment/Reply iii. Information Disclosure Statement (IDS)
ii. Affidavit(s)/ Declaration(s) iv. Other
2. Miscellaneous
Suspension of action on the above-Identified application is requested under 37 CFR 1.103(c) for a
a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b. Other
3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 50-0653
i.    RCE fee required under 37 CFR 1.17(e)
II. Extension of time fee (37 CFR 1.136 and 1.17)
Survey Applicant connects of month Extension, Charms any deficiencies to Don Apet 50 0552
nr. (*)
b. Check in the amount of \$enclosed
c. Payment by credit card (Form PTO-2038 enclosed)
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED
Signature Date February 28, 2006
Name (Print/Type) Richard E. Kurtz, II Registration No. 33,936
CERTIFICATE OF MAILING OR TRANSMISSION
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.
Signature Sandra Ferones
Name (Print/Type) Sandra Ferony Date February 28, 2006

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commence, P.O. 80x 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. 80x 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.